

**CITY OF TAYLORSVILLE  
CITY COMMISSION  
REGULAR MEETING**

April 5, 2016

The City of Taylorsville City Commission held a Regular Meeting on April 5, 2016 at 5:00 p.m.,  
at the City Hall Annex.

Present were:

Don Pay, Mayor  
Jack Proctor, Commissioner  
Ellen Redmon, Commissioner  
Kathy Spears, Commissioner  
Beverly Ingram, Commissioner

Staff present:

Steve Biven, City Clerk  
Randy McConnell, Comptroller  
Lisa Ware, Co-Treasurer

Phil Crumpton, Police Chief  
Harold Compton, Public Works Director

Item #1

Mayor Pay called the meeting to order at 5 p.m. with a brief moment of silence and Commissioner Proctor led the group in a recital of the Pledge of Allegiance.

Item #2 – *Consent Calendar*

**Motion was made by Commissioner Proctor and seconded by Commissioner Spears to approve the consent calendar for the month of March. Motion carried with a vote of 4-0, Commissioner Ingram was absent at this time.**

Item #3- *Comments by the Mayor*

Mayor Pay recognized Mr. Robert Augustine. Mr. Augustine is a representative from Senator Raul Paul's office.

Mayor Pay also mentioned that he was in Frankfort last week and there was a resolution on the floor of the House and the Senate in regards to the Stidger House. Senator Jimmy Higdon introduced

the resolution on the floor of the Senate. Mayor Pay continued by reading the resolution that Senator Higdon presented. The home was added to the National Registry of Historical Places by the National Parks Service in February of 2016.

Chief Crumpton introduced Tim Montgomery to the commission. Mr. Montgomery has been hired as the City's newest police officer. Mayor Pay administered the Oath of Office to Officer Montgomery.

#### **Item #4 – *Report on Meetings Attended by Commission Members***

Commissioner Ingram mentioned the Strategic Plan meeting that was held last week. It was a wonderful meeting and there was a lot of discussion in regards to what the citizens would like to see done. Commissioner Ingram was very pleased with the turnout for the meeting and commended the Kentucky League of Cities for their effort.

Commissioner Redmon mentioned the Open House with Kentucky One that will be held April 19 at Wheatley's Photography near Dr. Crain's office. They will be introducing the new doctors that will be starting there and Dr. Crain will be there for his going away party.

#### **Item #5 – *Committee Reports***

##### **a) Engineering Projects (Sisler-Maggard Engineering, PLLC)**

Kevin Sisler gave an update on Kings Church Road. This project is now moving forward. There have been a lot of weather issues and other utility issues with this project. It has been slow but they are making head way now. The contractors have been doing a good job of cleaning up as they go. Mr. Sisler mentioned there are some bills that need to be paid. There is a change order in the amount of \$3,283.58 that needs to be approved plus the contract time has been increased by 88 calendar days. **Motion was made by Commissioner Proctor and seconded by Commissioner Redmon to approve the change order in the amount of \$3,283.58. Motion carried with a vote of 5-0.**

**Motion was made by Commissioner Redmon and seconded by Commissioner Spears to approve payment to Salmon Construction in the amount of \$30,025.87. Motion carried with a vote of 5-0.**

Mr. Sisler stated that L & L has had a hard time with their part of the project. They have hit water lines and they also have to deal with gas lines. They have two crews on site now and are expecting a third crew soon. There will be a progress meeting on April 28<sup>th</sup> at 10:00 a.m.



**Motion was made by Commissioner Proctor and seconded by Commissioner Ingram to approve payment to L & L Excavating in the amount of \$51,857.04. Motion carried with a vote of 5-0.**

**Motion was made by Commissioner Ingram and seconded by Commissioner Proctor to approve payment to Sisler-Maggard in the amount of \$3,904.36. Motion carried with a vote of 5-0.**

Mr. Sisler also mentioned the pavers on Main Street. He stated he had spoken with Ms. Ingram and she had the fire department wash those pavers a few weeks ago. She asked Mr. Sisler if they needed to stain them, seal them, and preserve what is there. Mr. Sisler said he went to IMI and spoke with their concrete specialist who stated that if they wanted to darken or change the color that they could do that with an acid stain, but it was pretty pricey. He recommended just wash them off and putting a sealer on them. That should be done every year. It has been four or five years ago since that has been done. It would probably take about 15 gallons of sealer.

**b) *Main Street (Beverly Ingram)***

Ms. Ingram mentioned that "Dinner in the Jail" will on April 30<sup>th</sup>. There will be seating at 4:00, 6:00 and 8:00 p.m. She also mentioned that the spring banners are here and will be going up soon. She thanked Chief Nation for washing off the sidewalks. She said she had attended a regional meeting in March and she also attended a meeting in Lexington on "How leaders communicate with their employees".

**Motion was made by Commissioner Spears and seconded by Commissioner Proctor to approve Ms. Ingram's hours for the month of March. Motion carried with a vote of 4-0 with Commissioner Ingram abstaining.**

**Item #6- *Old Business***

**a) Taylorsville Drainage Project**

Clerk Biven stated that the invoice and the resolution in regards to DLZ are in the packets. Those checks have come back and a motion needs to be made to send those checks in for reimbursement, to approve Resolution 2016-2, and to have the Mayor sign the master agreement.

**Motion was made by Commissioner Proctor and seconded by Commissioner Ingram to approve Resolution 2016-2 and have the Mayor sign the agreement. Motion carried with a vote of 5-0.**

b) Spring Clean-Up

Clerk Biven asked where and when the commission would like to have the Spring Clean-up. After some discussion in regards to where to place the dumpster and having it monitored by video surveillance, a **Motion was made by Commissioner Proctor and seconded by Commissioner Spears to have the Spring Clean-up from April 28<sup>th</sup> – May 1<sup>st</sup>, with the dumpster being placed at City hall, having video surveillance and placing a small ad in the paper.** Motion carried with a vote of 5-0.

c) Sunday Alcohol Sales

Mayor Pay stated that the county has voted against having Sunday Alcohol Sales, but he said it does not affect the county as much as it does revenue for the city. Mayor Pay asked Mr. Dale if that would require an amendment on what the city already has on alcohol sales. Mr. Dale said that it would be amending the ordinance and there would have to be an ordinance to do that. He stated they have changed some of the laws and he would have to check on it. There would need to be a motion from the commission to amend the ordinance to include Sunday Sales and to adopt an ordinance to do that. There was also discussion on what time the sales could start, packaged sales and the restaurants (if they meet qualifications for food). **Motion made by Commissioner Proctor and second by Mayor Pay to amend the ordinance to allow for Sunday Sales.** Motion carried with a vote of 5-0.

**Item #7 – New Business**

a) Department Reports

i) Financial Report – Randy McConnell, City Comptroller

In the packet, there is a Cash Analysis on page 43, and an Overtime Report on page 45. The Deposit Collateral is not yet finalized. Mr. McConnell mentioned that on the cash side that they are using Depreciation monies to pay for the Kings Church/Dales Lane. The commission will start receiving a monthly analysis on that. This project is going to take a lot of funds out of depreciation.

In the General Fund, the balance sheet/income statements are on pages 46-53. Property Taxes have done well, we are at \$172,600. Occupational License is picking up a little bit as well.

On the expense side, all the departments are under budget which is really good. There is some pothole work to do but we are under budget in Street Repair and Maintenance as well, so we can afford to do that work. Clerk Biven stated they would like to have some recommendations on potholes.



There are some pot holes located behind Mr. Dale's business on Bank Street that needs to be filled. There has been some work on pothole in front of Papa John's.

In the Water and Sewer Fund, the balance sheet/income statements are on pages 54-59. Water Revenue is running about \$160,000 under budget year to date. Mr. McConnell thinks we will catch up some as it starts to warm up as we get into April, May and June. Meter Sets are running somewhat behind. Sewer revenue is pretty flat.

Mr. McConnell would like to set the first budget meeting. A budget meeting is set for Tuesday, April 12<sup>th</sup> at 4:30 p.m. This will be a working session.

ii) Public Safety

a) Police– Phil Crumpton, Chief

Chief Crumpton handed out his packet. He said the schedule will probably be changing since we have Officer Montgomery on board now. The packet included the Officers Monthly Activity Report and the Overtime Report for March 2016. This shows 14.5 hours, which involves court issues and a conference. Chief Crumpton also stated that they have received a mini-grant in regards to seatbelts usage. The county "runs" for the month and the business "check" were also included in the packet.

Chief Crumpton said he dropped off the proposal for the School Resource Officer. The school board did approve the proposal at their meeting. Clerk Biven stated that there was a draft of the contract in the packet and there will need to be some minor changes made to some of the wording and some of the dates. Chief Crumpton mentioned that he has added a couple of special details. He is including 1 officer for 5 home football games, (3 hours for each game) and then 2 officers for 4 hours for the Prom. He said next year we may have to look at having an officer or two at some of the basketball games.

Chief Crumpton mentioned the Tasers. He stated that they had put money in the budget to buy seven tasers this year but had to buy shotguns instead. The current tasers are no longer being supported and a new version is available. Chief Crumpton got a quote for trading in two of our tasers for two new tasers. This would include the taser, cartridge, holster, batteries and the warranty plus the download kit. The cost for trading in two tasers and getting two new tasers is \$5,172.80.

Chief Crumpton mentioned that as of today they are \$94,800 under budget. He would like approval to purchase two cars with the thought that they will not be able to save that much money next year and they won't have to buy a car next year. He has some estimates on the cost of the cars which does not include outfitting the cars estimated at approximately \$15,000. They had an in car computer crash and it is not repairable, plus they have another one that is obsolete.

Chief Crumpton has received some estimates from a firm in Shelbyville that sells tablets, installed and ready to go for \$1,200 per. This is included in the \$15,000 estimate. Chief Crumpton explained the quotes he has received on the two cars. The quote is for \$25,107.20 per car for a 2016 Rear-Wheel-Drive V8 Dodge and the second quote is for an All-Wheel-Drive version for \$838, which would bring the cost for the cars up to \$25,945.20. **Motion was made by Commissioner Redmon and seconded by Commissioner Proctor to purchase two 2016 All Wheel vehicles through the State pricing contract.** After some discussion, **Motion carried with a vote of 5-0.**

Clerk Biven mentioned the need of a speed limit and maybe pedestrian crossing signs on Bank Street. Chief Crumpton suggested 10 miles per hour. **Motion made by Commissioner Spears and seconded by Commissioner Redmon to approve a 10MPH speed limit on Bank St.** **Motion carried 5-0.**

The Chief said they have had extra patrols on Reasor and Garrard Streets to monitor speeding. Mayor Pay asked Chief Crumpton to make a note of street signs that need to be repaired. Chief Crumpton also mentioned the pothole in front of Papa John's. When they concrete that hole they will need to shut down the street for at least a week. Mr. Dale suggested placing a metal plate over it until it can be fixed. Commissioner Redmon suggested putting up barriers from McDonald's down to the end in front of Papa John's.

### ***The Commission recessed at this time.***

At this time, Mayor Pay had Mr. Robert Augustine come and address the commission. Mr. Augustine gave a quick update on what has been going on in Senator Raul Paul's office. He said Senator Paul has been making his trips around the state doing town hall meetings. He is hoping to make it to Spencer County real soon.

#### iii) Utility – Harold Compton, Public Works Director

a) Water- Mr. Compton discussed the MXUs and the re-reads. They are working slowly toward eliminating those.

b) Sewer – Mr. Compton did not have any topics to discuss regarding the sewer department.

#### c) Streets

1) Update on Lights – Clerk Biven asked if it was ok to turn off the cobra lights on Maple. Commissioner Proctor and Mayor Pay said to turn them off.

2) Mr. Compton also mentioned the Mowing Program and stated they need to get a plan together so they can get started. Clerk Biven said that Commissioner Ingram has been talking to Tammy Stewart about trimming up some of the brushes. Mark Armstrong has a tax ID now and we could utilize him without having to pay him through payroll. The Utility



Maintenance position is still opened and Clerk Biven would like to re-advertise for that position. There are a number of options out there but it is getting time to start mowing the cemetery and around the tanks. Commissioner Ingram stated that Ms. Stewart was willing to work here in town. The Class D Felon Program may be another option. After some discussion, Mr. Compton is going to get a list together of places that need to be mowed and bring back 2 or 3 quotes. It was also decided to take a look at the applications that have been received for the Utility Maintenance position.

c) General Government

Clerk Biven stated that within the next week they plan on ordering a new drive-thru window for the office. They have been having a lot of trouble with the one that is there. It has been repaired but there are still issues. This may require closing the drive-thru for a day or so.

d) Other New Business

There was no other New Business to discuss.

Item #8– Legal – John Dudley Dale

a) Potholes – Mr. Compton stated he would prefer to close the access road in front of Papa John's to repair the potholes. Chief Crumpton said that is the only place that some of the commercial vehicles have to park if they go into any of those businesses. Mr. Dale stated that the city has not taken over that road so the city could not really close the road.

b) Approval of MOU with Spencer County Board of Education regarding Sewer Service  
Clerk Biven stated that the school board has approved the MOU and now it is ready for the commission's approval. Commissioner Proctor brought up the question of how much this is going to cost the city. Mr. Dale stated that whatever is spent, the Board of Education is to reimburse the city for the cost. The estimated cost to upgrade the pump stations at Highview and Early Wyne is \$87,000. **Motion was made by Commissioner Spears and seconded by Commissioner Proctor to approve the MOU with the Spencer Board of Education regarding sewer service. Motion carried with a vote of 5-0.**

c) Annexation of Future School Site (First Reading)

Mr. Dale read the summary of the ordinance annexing the new school.

d) Ordinance Setting Compensation of Elected Officials (First Reading)

Clerk Biven explained that there had to be a first reading, a second reading, and publication of this ordinance by law by the first Monday in May. Mayor Pay recommends tabling this issue until the budget meeting on April 12<sup>th</sup>.

#### Item #9- Elected Officials' Comments

Commissioner Proctor voiced his concerns over the issues at Edgewater. The owners have turned the keys over to the bank. The bank is claiming ownership of 47 houses. Clerk Biven said he understood from the information that the county judge sent over that the bank is looking for a buyer.

Commissioner Ingram mentioned the light on the welcome sign. Mr. Compton said he would get it taken care of.

Commissioner Spears stated that she was asked by Junior Catlett that he wants his "neighborhood watch" sign that the Mayor promised him. There was also some discussion in regards to Mr. Catlett's driveway. Mr. Dale is going to look into this issue.

Commissioner Redmon voiced her concerns over the issues with Edgewater also. She feels there needs to be a meeting between the city and the Edgewater people. There was a lot of discussion in regards to this issue.

Mayor Pay mentioned his concerns over the budget cuts in the sheriff's budget. Chief Crumpton said that their policy on assisting the county has not changed. They will still extend coverage when needed.

Commissioner Ingram also mentioned the meeting that the Floodwall Commission had with the Corp of Engineer in regards to the floodwall certification.

Clerk Biven stated that the road behind the car lot and Dairy Queen needs a name.

#### EXECUTIVE SESSION

##### Item #10

**Motion was by Commissioner Spears and seconded by Commissioner Proctor to Adjourn to Executive Session Pursuant to KRS 61.815, notice is given for the need of a closed session to discuss the following:**

##### Proposed and Pending Litigation, KRS 61.810(1) (c).

- 1) To discuss pending Spencer Circuit Court litigation regarding Trageser v City of Taylorsville.
- 2) To discuss pending Spencer Circuit Court litigation regarding City of Taylorsville v Trageser.
- 3) Pending open records appeals litigation of Open Records Appeal
- 4) To discuss anticipated litigation regarding Todd Tinsley contract



These matters need to be discussed in executive session to protect attorney client privilege, strategy and tactics etc.

Discussions or hearings which might lead to the appointment, discipline, or dismissal of an individual employee KRS 61.810(f).

These matters need to be discussed in closed session to protect confidentiality.

**Motion carried with a vote of 5-0.**

### **RETURN TO OPEN SESSION**

**Item # 11 -Motion was made by Commissioner Spears and seconded by Commission Proctor to return to open session. Motion carried with a vote of 5-0.**


**Motion was made by Commissioner Spears and seconded by Commissioner Proctor to allow time off without pay for Lee Miles on July 5<sup>th</sup> and 6<sup>th</sup>. Motion carried with a vote of 5-0.**

**Motion was made by Commissioner Spear and seconded by Commissioner Proctor to extent health insurance coverage to Chris Vires until the May 3<sup>rd</sup> meeting. Motion carried with a vote of 5-0.**

**Motion was made by Mayor Pay and seconded by Commissioner Spears to authorize that City Attorney to work with the County Attorney in regards to Todd Tinsley's contract. Motion carried with a vote of 5-0.**

### **ADJOURN MEETING**

**Item # 12 - Motion was made by Commissioner Proctor and seconded by Commissioner Redmon to adjourn meeting. Motion carried with a vote of 5-0.**

  
\_\_\_\_\_  
**Don Pay, Mayor**  
\_\_\_\_\_  
**Stephen A. Biven, City Clerk**